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OFFICE OF PETITIONS

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| In re Application of | : | |
| Philippe Lebras | : | |
| Application No. 10/648,940 | : | DECISION GRANTING PETITION |
| Filed: August 27, 2003 | : | UNDER 37 CFR 1.137(b) |
| Attorney Docket No. D-7874 | : | |

This is a decision on the petition under 37 CFR 1.137(b), filed November 22, 2004, to revive the above-identified application.


The petition is **GRANTED**.

37 CFR 1.137(b)(3) requires a statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional. Since the statement contained in the instant petition varies from the language required by 37 CFR 1.137(b)(3), the statement contained in the instant petition is being construed as the statement required by 37 CFR 1.137(b)(3) and petitioner must notify the Office if this is **not** a correct interpretation of the statement contained in the instant petition.

The above-identified application became abandoned for failure to reply in a timely manner to the Notice To File Missing Parts Of Nonprovisional Application mailed November 18, 2003, which set a shortened statutory period for reply of two (2) months. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the above-identified application became abandoned on January 19, 2004.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3208.

This matter is being referred to the Office of Initial Patent Examination.

A handwritten signature in cursive script that reads "Karen Creasy". The signature is fluid and written in dark ink.

Karen Creasy
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy